IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JUL 1 5 2009

JOHN F. CORGORAN, CLERK BY:

DEPUTA CLERK

JERMAINE LORENZO PICKETT,))
Petitioner,) Case No. 7:08CV00505
v.)) <u>FINAL ORDER</u>
GENE JOHNSON, DIRECTOR,) By: Glen E. Conrad United States District Judge
Respondent.))

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that the motion to dismiss is **GRANTED**, the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**; and this action is stricken from the active docket of the court.

The clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner and to counsel of record for the respondent.

ENTER: This 15th day of July, 2009.

United States District Judge

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